

**OFFICIAL PROCEEDINGS OF THE YELLOW
MEDICINE COUNTY BOARD OF COMMISSIONERS
GRANITE FALLS, MINNESOTA
August 26, 2003**

The Yellow Medicine County Board of Commissioners met in regular session at 9:00 am on Tuesday, August 26, 2003, in the board meeting room. Present were Commissioners Lynn Anderson, Ron Antony, Jane Remiger, Louie Sherlin and Chairperson Gary Johnson. Also present were County Attorney Thomas Kramer, County Auditor Carolyn Sherlin, and news reporters Bethany Norgaard, and Dan McGonigle. The chairperson called the meeting to order. On motion, the agenda for the day and the minutes of August 12, 2003 were accepted and approved by the board.

Commissioners Reports were given on the following topics: Community Corrections, YMCHRA, Prairie Lakes, Safety Committee, YMC Watershed District, RCRCA, Regional Railroad, Western Mental Health, Prairie Waters, Western Revolving Loan Fund, and Prairie Five.

Sherlin moved to ratify the actions and minutes of the Welfare meeting held on August 26, 2003. Anderson seconded motion, all voted in favor.

The lease agreement with Prairie Five for garage space in the Exhibit Building was discussed. They offered to pay \$50 per vehicle per month for storage plus an additional \$23 per month for vehicle plug-ins during the winter months. Remiger moved to approve the agreement with Prairie Five Community Action Council, Antony seconded motion, all voted in favor. Sherlin mentioned that for them to access the garage, an automatic garage door opener was needed. Cost is estimated at \$475. Sherlin moved to approve the installation of the garage door opener, Antony seconded motion, all voted in favor.

The county attorney reviewed several recent conversations held with Redfield Construction and the architect about the construction of the fairgrounds building. (See minutes of 6-24-03). The contractor was given 30 days to complete several miscellaneous details, however, there has been very little progress made. He recommended several options, one that we reduce the original contract amount by an additional \$4000 along with the previous \$5000 taken because of the flaws in the concrete floor. Sherlin stated that there is still condensation on the pipes and there are shelves that need replacing and the last thirty-day deadline has passed. Sherlin then moved to reduce the original contract amount by \$7500, order the contractor to complete the project by September 15, or we will hire someone else to complete the job. We will also require a 3-year warranty, Remiger seconded motion, all voted in favor.

Willis Beecher and John Boulton, representing the LQP Watershed Board and the YM River Watershed Board, reported that they were currently discussing the Twin Lakes Project located in Lincoln County with DNR. They are not happy with the DNR proposal to drain the lake and create a new ditch. They said that DNR has done some digging in the wetlands in an effort to lower the levels of the wetlands in hopes of vegetating the area. That vegetation would mean that the wetlands could better sustain certain types of game, other than ducks. Although DNR procured an easement to do the work in this area, they did not obtain a permit from the local authorities for the work. The Watershed board is considering taking court action in order to stop the project. A request was made for the support of the county board in this endeavor. Sherlin moved to approve a resolution of support to require that the DNR acquires a permit from the watershed board before proceeding with any work in this area, Antony seconded motion, all voted in favor.

The meeting was recessed at noon for Lunch.

Nagel, Menno Fokken, and Norris Peterson, presented their 2004 budget proposal request of \$83,129. This is down from the 2003 request of \$88,004. In order to decrease their budget, the education coordinator was cut from three days down to two days per week, and SWCD is considering a contract with another county for these services.

After further discussion, Sherlin moved to rescind the motion made earlier regarding the new building at the fairgrounds. Remiger seconded, motion carried. Sherlin then moved to deduct a total of \$9000 from the original amount specified in the contract with Redfield Construction with the stipulation that all work is to be completed by September 15th or someone else will be contracted to finish the job. Antony seconded motion, all voted in favor.

Michelle Caveney discussed progress on the flood buyout properties. The final paperwork should be processed by Sept 5th, the money should be received from FEMA by September 10th and the checks for the owners will be issued at that time.

County Engineer John Johnson requested that a final payment of \$37,802.58 be paid to Riley Brothers Construction, Inc. for County Project CSAH 34. Sherlin moved for approval, Anderson seconded motion carried. The county engineer then reviewed the proposed county highway budget, requesting \$1,387,454 as part of the 2004 levy. No action was taken.

The Creative Solutions Committee reported on their first meeting and received permission to send out a memo/survey to all departments asking for their expense records for computer technician work.

County Recorder Kay Zemple presented the proposed 2004 budget for her office. She reported that the state has turned over ownership of the UCC computers to the county with the understanding that the county will assume maintenance and replacement when necessary.

Lou Ann Kling, YMC Historical Society, requested the \$5000 maintenance money designated for museum repairs. She stated that the money would be used to pay for shelves for exhibits, painting and repair to the museum building, repair of the storage shed, and also repair of the bandstand. Sherlin moved to pay out \$5000 to Historical society for maintenance, Antony seconded motion, all voted in favor.

Zoning Director Jeff Van De Wiele requested approval for a Conditional Use Permit for BCH Enterprises for the construction of a 76'x318' barn to house 6000 nursery pigs. A recommendation was received from the Zoning Committee for approval with the following conditions:

1. Applicant must notify adjacent landowners when manure will be spread within 48 hours, if possible.
2. Applicant must not spread manure within 300' of the property lines of David Callens farmsite in Section 17 of Tyro Township.
3. Applicant shall use all available technology to control odors to prevent nuisance complaints.

Anderson moved for approval of the above, Remiger seconded motion, all voted in favor.

Custodian Curt Johnson presented two quotes for repair of the courthouse roof. Because one of the quotes was higher than the \$50,000 amount allowed by the state for quotes, Antony moved to direct him to contact the highway department for their help in writing specs for the project, thereby asking for formal bids. Remiger seconded motion, all voted in favor.

The following claims were submitted for approval:

REVENUE FUND

Affiliated Community Medical Center	\$948.35
Anhalt Plumbing & Heating Inc	149.45
Aramark Correctional Services	3,263.72
CEE VI Drug Task Force	19,390.00
The Computer Man	644.33
Cooks Inc	396.65
CPS Technology Solutions Inc	338.50
Karl Erickson D.D.S.	304.00
Fromm Snyder Drug	787.67
G & K Services	119.51
Galls Inc	180.81
Myron Hagelstrom	115.29
Keith Helgeson	109.12
Dr. Jones	316.64
KDMA Radio Station	577.00
Keefe Supply Co	377.51
Thomas Kramer	2,025.57
LCM Pathologists PC	1,280.87
Martin Marietta Aggregates	110.49
MN Assn of Assessing Officers	340.00
MN State CPV Program Admin	150.00
MSBA	181.00
Parkview Ford	461.11
Peterson Excavating & Gravel	4,526.00
Prellwitz Tiling & Gravel	4,765.00
Carolyn Sherlin	109.44
TPC	197.10
Tri-County Coop Oil Company	432.84
West Central Communication, Inc	1,433.19
Payments less than \$100	1,338.81
TOTAL	\$45,369.97

ROAD & BRIDGE FUND

Bills Electric	396.53
Davis Typewriter Co Inc	317.73
Diamond Vogel Paint	191.75
EZ-Liner Industries	424.15
Fastenal Company	391.86
G & K Services	201.06
Koch Materials Co Inc	60,890.86
Lincoln-Pipestone Rural Water	6,220.00
Martin Marietta Aggregates	9,434.06
Midwest Truck & Parts Inc	161.43
MN State Auditor	1,351.50
MN State CPV Program Admin	200.00
Piorier Equipment Co	718.30
Riley Brothers Construction Inc	37,802.58
Royal Tire, Inc	146.97
Sawmill Builders Supply Inc	338.39
Swift County Highway	5,390.00
SWMACDE	114.19
Toshiba America Info-Sys Inc	236.13
Weber Gravel Pit Inc	35,517.68
Payments less than \$100	432.70
TOTAL	\$160,877.87

DITCH FUND

One Payment less than \$100	5.53
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FINAL TOTAL**\$206,253.37**

Meals & Per diems for Road & Bridge in the amount of \$18.85 were also presented. Sherlin moved to approve payment of the above, Antony seconded motion, all voted in favor.

The meeting was closed at 4:00 am to discuss preliminary charges for a disciplinary matter of a Department Manager. Bethany Norgaard, reporter for the Independent, noted her objection to today's closed meeting because she was told at the August 12th board meeting that she would receive all pertinent information regarding that closed meeting today. Remiger moved to continue the meeting on Wednesday, September 3rd, at 7:00 pm. Anderson seconded, motion carried.

Chairperson, Yellow Medicine
County Board of Commissioners

ATTEST:

Carolyn Sherlin, County Auditor
and Clerk to the County Board